

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In Re Application for Reissue of U.S. Patent No. 5,601,997**

Applicant(s): Tchao, R.	Examiner: Wong, L. (Anticipated)
Serial No.: 09/472,490	Group Art Unit: 1302 (Anticipated)
Filed: December 23, 1999	Docket: 102-302 RES/CON/RCE
For: Chemotaxis Assay Procedure	Dated: September 16, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

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PATENTING REJECTION OVER A "PRIOR" PATENT(S)**

The owner, Ruy Tchao, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No(s). RE 38,863 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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Terminal Disclaimer  
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2.  The undersigned is an attorney or agent of record. Reg. No. 50,279

  
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9-14-98  
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- Terminal disclaimer fee under 37 CFR 1.20(d) included.  
 PTO suggested wording for terminal disclaimer was unchanged.

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